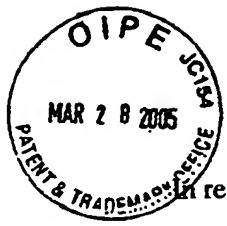


PATENT

Application Serial No. 10/812,038

Attorney Ref. No. 059US2



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re: Patent Application of )  
Michael Hoey et. al. ) Group Art Unit: 3736  
10/812,038 )  
App. Ser. No. 10/812,038 )  
Examiner: Charles Alan Marmor II  
Filed: March 29, 2004 )  
For: TISSUE DISCRIMINATION )  
AND APPLICATIONS IN )  
MEDICAL PROCEDURES )

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, PO Box 1450, Alexandria VA 22313-1450 on March 21, 2005:

Signature: Jay Bell

Jay Bell

**RESPONSIVE AMENDMENT**

Mail Stop Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria VA 22313-1450

Dear Sir:

In response to the office action mailed September 21, 2004, having a shortened statutory period for response which expired December 21, 2004, please amend the above-identified application as follows.